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The Honorable Thomas S. Zilly

MAY 23 2002 MR

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

BY DEPUTY



CV 01-01081 #00000043

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

MUIO TRAN, KIM CUC NGUYEN, NHU
HUU TRAN, a minor child, LOAN HUU
TRAN, a minor child,

No. CO1-1081-Z

Plaintiffs,

DECLARATION OF DOUGLAS A
KITTS IN SUPPORT OF
SUMMARY JUDGMENT

v.

CITY OF SEATTLE, et al.,

Defendants.

DOUGLAS A. KITTS declares as follows

1. I make this declaration on the basis of personal knowledge and am
competent to testify to the matters herein

2. I am a police officer with the Puyallup Police Department. Prior to
accepting employment with the Puyallup Police Department, I was a police officer with
the Seattle Police Department. I worked for the Seattle Police Department on July 19,
1999.

3. On July 19, 1999, I received a call for fast back up. I was in West Seattle,
and the call was for an address in South Seattle. I notified dispatch that I was on my

DECLARATION OF DOUGLAS A. KITTS IN
SUPPORT OF SUMMARY JUDGMENT - 1

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ORIGINAL

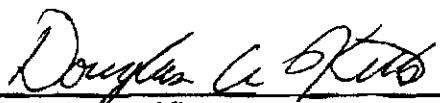
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1 way to the officers' location at 5101 South Orchard Street. When I arrived, an officer at
2 the scene informed me that my assistance was no longer needed. I never got out of my
3 vehicle. I did not write a statement. I did not even see the people that were arrested.

4 4. I was not involved in the incident underlying this complaint in any way. To
5 my knowledge, I have never met Muoi Tran, Kim-Cuc Nguyen, Nhu Huu Tran, or Loan
6 Huu Tran, nor have I had any other contact with them, individually or collectively. Other
7 than what I have heard through the grapevine, I know nothing about this case.

8 I CERTIFY under penalty of perjury under the laws of Washington State that the
9 foregoing is true and correct.

10 DATED this 5th day of APRIL, 2002

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12 Douglas A. Kitts
13 Douglas A. Kitts

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DECLARATION OF DOUGLAS A. KITTS IN
SUPPORT OF SUMMARY JUDGMENT - 2

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